No. 85-1690

UNITED STATES SUPREME COURT

October Term, 1985

Supreme Court, U.S.
FILED
MAY 28 1986
JOSEPH F. SPANIOL, JR.
CLERK

GOODYEAR FARMS, an Arizona corporation; LITCHFIELD PARK PROPERTIES, an Arizona corporation; and LITCHFIELD PARK SERVICE, an Arizona corporation,
Appellants,

v.

THE CITY OF AVONDALE,
a municipal corporation,
Appellee,

On appeal from the
Supreme Court of the
State of Arizona

MOTION OF THE STATE OF ARIZONA FOR LEAVE TO INTERVENE

ROBERT K. CORBIN
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No. 85-1690

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MOTION OF THE STATE OF ARIZONA FOR LEAVE TO INTERVENE

Pursuant to 28 U.S.C. § 2403(b) and Supreme Court Rule 28.4(c), the State of Arizona moves the Court for leave to intervene in the above-entitled action and to file its Motion to Dismiss or Affirm.

This motion is made on the ground that the constitutionality of a state statute affecting the public interest is being challenged, and the State of Arizo-

na is not a party to this appeal. The State accordingly seeks leave to intervene to defend the constitutionality of its law.

Respectfully resubmitted[1] this 4th day of June, 1986.

ROBERT K. CORBIN
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State of Arizona

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Solicitor General

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1. Pursuant to the telephonic directive of the Clerk's Office of the Supreme Court of the United States.

CERTIFICATE OF SERVICE

I, Toni McClory, counsel of record for the State of Arizona and a member of the Bar of the Supreme Court of the United States, hereby certify that on the 4th day of June, 1986 I served three copies of this motion on each of the following parties:

1. On appellants Goodyear Farms, Litchfield Park Properties, and Litchfield Park Service Company, by mailing three copies in a duly addressed envelope with first class postage prepaid to its counsel of record as follows:

John J. Bouma, Esq.
SNELL & WILMER
3100 Valley Bank Center
Phoenix, Arizona 85073

2. On appellee City of Avondale, by mailing three copies in a duly addressed envelope with first class postage prepaid to its counsel of record as follows:

Rex E. Lee, Esq.
SIDLEY & AUSTIN
1722 Eye Street, N.W.
Washington, D.C. 20006

3. On amicus curiae AMCOR Investment Corporation by mailing three copies in a duly addressed envelope with first class postage prepaid to its counsel of record as follows:

John P. Frank, Esq.
Michael O. Miller, Esq.
LEWIS & ROCA
100 West Washington Street
Phoenix, Arizona 85003

4. On amicus curiae Town of Gilbert by mailing three copies in a duly addressed envelope with first class postage prepaid to its counsel of record as follows:

John T. Moshier, Esq.
Katherine M. Harmeyer, Esq.
EVANS, KITCHELL & JENCKES, P.C.
2600 North Central AVenue
Phoenix, Arizona 85004

Jay M. Martinez, Esq.
Susan D. Goodwin, Esq.
MARTINEZ & CURTIS, P.C.
2712 North Seventh Street
Phoenix, Arizona 85006

5. On amicus curiae League of Arizona Cities and Towns by mailing three copies in a duly addressed envelope with first class postage prepaid to its counsel of record as follows:

J. LaMar Shelley, Esq.
48 North MacDonald Street
Mesa, Arizona 85201

I further certify that to the best of my knowledge all parties required to be served have been served.

Respectfully submitted this 4th day of June, 1986.

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